

Message Text

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ORIGIN ARA-14

INFO OCT-01 ISO-00 SS-15 L-03 SCA-01 OES-07 EB-07
INR-07 VO-03 SIL-01 SSO-00 INRE-00 PRS-01 SP-02
/062 R

DRAFTED BY ARA/MEX:H.B.LANE:MRG
APPROVED BY C:MR. NIMETZ
L:R.DALTON (DRAFT)
ARA:AMBASSADOR TODMAN (DRAFT)
-----025678 212300Z /61
O 212233Z JUL 77
FM SECSTATE WASHDC
TO AMEMBASSY MEXICO IMMEDIATE

C O N F I D E N T I A L STATE 170961

STADIS//////////

E.O. 11652: GDS

TAGS: PGOV, MX

SUBJECT:UNDOCUMENTED ALIEN PROGRAM

REF: STATE 164982

1. STORY APPEARED IN N.Y. TIMES TODAY JULY 21 OUTLINING
ELEMENTS OF THE ADMINISTRATION'S POLICY ON UNDOCUMENTED
ALIENS. USIA IS SENDING YOU TEXT.
2. YOU ARE REQUESTED TO CALL ON SECRETARY ROEL AND
VERBALLY GIVE HIM THE MOST RECENTLY DEFINED ELEMENTS OF
PACKAGE AS IT NOW STANDS (SEE BELOW PARAGRAPH 4). IN
JULY 12 MEETING WITH SECRETARY VANCE, ROEL AGREED TO CONSULT
WITH PRESIDENT LOPEZ PORTILLO. IF HE HAS DONE SO WHAT WAS
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THE RESPONSE?

3. YOU MAY ASSURE ROEL THAT WE WISH TO MAKE CERTAIN
MEXICO'S VIEWS ARE GIVEN EVERY APPROPRIATE CONSIDERATION
BEFORE PROGRAM IS PUBLICLY ANNOUNCED. YOU SHOULD ALSO
INFORM HIM THAT THE ADMINISTRATION HOPES TO ANNOUNCE PROGRAM
NEXT WEEK.

4. THE ELEMENTS OF THE PROPOSED POLICY PACKAGE (BEING SENT SEPTTEL) AS IT STANDS TODAY FOLLOW THOSE OUTLINED TO

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SECRETARY ROEL IN THE MEMORANDUM HE REQUESTED ON JULY 12 (SEE REFTTEL). THE ADJUSTMENT OF STATUS PROPOSAL AND THE NON-DEPORTABLE STATUS PROPOSAL, HOWEVER, HAVE BEEN MUCH MORE PRECISELY DEFINED. A SUMMARY OF THE POSSIBLE ADJUSTMENT OF STATUS PROVISIONS NOW READS AS FOLLOWS:

A. NON-DEPORTABLE STATUS

1. ALL UNDOCUMENTED ALIENS, INCLUDING THOSE (OTHER THAN EXCHANGE VISITORS) WHOSE LEGAL STAYS HAVE EXPIRED, RESIDING IN THE U.S. ON OR BEFORE JANUARY 1, 1977, AND WHO REGISTER WITH INS, WILL BE GRANTED A "NON-DEPORTABLE" STATUS FOR A FIVE-YEAR PERIOD.

2. THOSE GRANTED THIS NON-DEPORTABLE STATUS WILL BE PERMITTED TO STAY IN THIS COUNTRY FOR AT LEAST FIVE YEARS. DURING THIS TIME, A DECISION COULD BE MADE TO EXTEND THE PERMITTED STAY IN THE U.S., TO GRANT PERMANENT RESIDENT ALIEN STATUS, OR TO DEPORT UPON THE EXPIRATION OF THE FIVE YEARS.

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3. THOSE GRANTED NON-DEPORTABLE STATUS WOULD BE PERMITTED TO WORK. THEY WOULD HAVE ONE YEAR IN WHICH TO APPLY FOR THE NEW STATUS. THEY WOULD NOT HAVE THE FOLLOWING RIGHTS:

(A) POLITICAL OR CIVIL RIGHTS TO VOTE, RUN FOR OFFICE, OR SERVE ON A JURY.

(B) ABILITY TO BRING IN FAMILY MEMBERS FROM ABROAD.

4. THOSE GRANTED NON-DEPORTABLE STATUS WOULD BE PERMITTED, DURING THE FIVE-YEAR PERIOD, TO REENTER THE U.S. IF THEY DEPART.

5. THOSE GRANTED NON-DEPORTABLE STATUS WOULD NOT BE ELIGIBLE FOR AFDC, SSI, FOOD STAMPS AND MEDICAID. STATE AND LOCAL GOVERNMENTS WOULD BE PERMITTED TO PROVIDE GENERAL ASSISTANCE IF THEY DESIRE.

6. FUNDING ALLOCATIONS FOR MAJOR FEDERAL PROGRAMS WHOSE DISTRIBUTIONS ARE BASED ON POPULATION WILL BE ALTERED EITHER BY CHANGING THE PROGRAMS' FORMULAS TO INCLUDE THOSE

IN THE NON-DEPORTABLE STATUS OR BY HAVING THE CENSUS BUREAU INCLUDE THEM IN THE POPULATION FIGURES SUPPLIED TO THE PROGRAMS. (EITHER OF THESE MEASURES WOULD ONLY BE TEMPORARY; THE 1980 CENSUS WILL REFLECT THE TOTAL POPULATION, INCLUDING THOSE IN THE NEW, NON-DEPORTABLE STATUS.)

B. PERMANENT RESIDENT ALIEN STATUS

ALL UNDOCUMENTED ALIENS WHO HAVE BEEN PRESENT CONTINUOUSLY IN THE U.S. SINCE JANUARY 1, 1970 MAY APPLY FOR PERMANENT RESIDENT ALIEN STATUS. THAT STATUS CAN LEAD TO FULL CITIZENSHIP IN FIVE YEARS (IF U.S. RESIDENCY IS MAINTAINED THIS PERMANENT RESIDENT ALIEN STATUS WOULD BE IMPLEMENTED THROUGH AN UPDATE OF THE REGISTRY PROVISIONS IN THE CONFIDENTIAL

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IMMIGRATION AND NATIONALITY ACT.

C. INS WILL IMPROVE ITS ADMINISTRATIVE PROCEDURES TO REDUCE THE CURRENT BACKLOG OF APPLICATIONS FOR ADJUSTMENT OF STATUS (NOW EXCEEDING 240,000).

VANCE

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NNN

Message Attributes

Automatic Decaptioning: Z
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: POLICIES, NOTE VERBALE, ALIENS, IDENTITY DOCUMENTS
Control Number: n/a
Copy: SINGLE
Sent Date: 21-Jul-1977 12:00:00 am
Decaption Date: 22 May 2009
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE170961
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Document Unique ID: 00
Drafter: H.B.LANE:MRG
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770260-0383
Format: TEL
From: STATE
Handling Restrictions:
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770732/aaaabbdr.tel
Line Count: 143
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Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: d0cbea65-c288-dd11-92da-001cc4696bcc
Office: ORIGIN ARA
Original Classification: CONFIDENTIAL
Original Handling Restrictions: STADIS
Original Previous Classification: n/a
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Reference: 77 STATE 164982
Retention: 0
Review Action: RELEASED, APPROVED
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Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1785702
Secure: OPEN
Status: NATIVE
Subject: UNDOCUMENTED ALIEN PROGRAM
TAGS: PGOV, MX, US, (ROEL GARCIA, SANTIAGO)
To: MEXICO
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/d0cbea65-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
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22 May 2009
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